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Total Number of Pages in This Submission

Application Number	10/780,126
Filing Date	02/17/2004
First Named Inventor	David McKay
Art Unit	3754
Examiner Name	
Attorney Docket Number	611920-23 fka NOR1162-031

ENCLOSURES (Check all that apply)

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Remarks

Please note that Claims 20 - 31 have been cancelled; therefore, no additional fees should be due for excess claims.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Schottenstein, Zox & Dunn Co., L.P.A.		
Signature			
Printed name	Roger A. Gilcrest		
Date	December 6, 2006	Reg. No.	31,954

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Series No.: 10/780,126
Group Art Unit: 3754
Filing Date: 02/17/2004
Inventor: David McKay
Title: CONICAL SHELL GRASPING AND RETAINING APPARATUS,
METHOD FOR COATING INVERTED CONICAL SHELLS, AND
MODULAR AND RECONFIGURABLE FROZEN CONE
CONFECTION MANUFACTURING SYSTEM AND METHOD

Commissioner for Patents
P.O. Box 1450
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PRELIMINARY AMENDMENT

In response to the Notice of Non-Compliant Amendment mailed November 7, 2006, the Applicant herewith submits a preliminary amendment cancelling claims 20-31 drawn to a method of grasping in anticipation that these claims would be subject to a Restriction Requirement later on upon Examination. These claims are being cancelled without prejudice. Based on this Preliminary Amendment, claims 1-19 remain pending and ready for examination.

An action on the merits of the claims and a Notice of Allowance thereof are respectfully requested. A complete listing of the claims begins on page 2 of this paper.

Remarks/Arguments begin on page 15 of this paper.